

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 20, 2010

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, APRIL 20, 2010, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN BRIAN K. ELDER AT 5:08 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL J. DURANCZYK, PATRICK H. BESON, VAUGHN J. BEGICK, COLLEEN MAILLETTE, ERNIE KRYGIER, KIM COONAN, EUGENE F. GWIZDALA, DONALD J. TILLEY AND CHAIRMAN BRIAN K. ELDER.

OTHER MEMBERS: PATTI SHORKEY, CHIEF DEPUTY CLERK
SHEILA E. SHAW, SECRETARY TO THE DEPUTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO SERVICES PRESENT: MICHAEL K. GRAY, DIRECTOR, DEPT. OF ADMINISTRATIVE
MARTHA P. FITZHUGH, CORPORATION COUNSEL
KELLY RIFENBARK, BAY COUNTY EQUALIZATION
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE CHIEF DEPUTY CLERK, PATTI SHORKEY.

CHAIRMAN ELDER ASKED FOR A MOMENT OF SILENCE FOR BARBARA J. KATT WHO PASSED AWAY. MS. KATT WAS THE WIDOW OF FORMER MAYOR AND BAY CITY COMMISSIONER, ROBERT KATT.

PLEDGE OF ALLEGIANCE:

CITIZEN INPUT

CHAIRMAN ELDER OFFERED TO ACCEPT COMMENTS OF CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS.

- 71 -

BOARD OF COMM.APRIL 20, 2010

PAGE 2

COMM. COONAN STEPPED UP TO THE PODIUM TO DISCUSS THE ISSUE OF THE BAY COUNTY COMMISSIONER'S HEALTH CARE. HE SAID HE WAS UNABLE TO DISCUSS THIS ISSUE AT THE PREVIOUS COMMITTEE MEETING. HE STATED BASED ON A 10% INCREASE IN HEALTH CARE COSTS, THE CUMULATIVE COST, PER COMMISSIONER, OVER A TEN (10) YEAR PERIOD IS \$183,000.00 TO AGE 70. A COMMISSIONER LIVING FIVE (5) YEARS LONGER \$365,000.00; LIVING UNTIL 80 YEARS OLD \$658,000.00. HE SAID IT IS A LOT OF MONEY FOR A PART TIME POSITION. HE SAID HE WOULD EXEMPT ONE (1) COMMISSIONER WHO QUALIFIES BASED ON 30 YEARS OF SERVICE, BECAUSE HE HAS EARNED IT. HE SAID WE CANNOT AFFORD TO GIVE COMMISSIONER'S HEALTH CARE ANY LONGER AND BAY COUNTY RESIDENTS SHOULD NOT HAVE TO PAY FOR IT.

COMM. BEGICK STEPPED FORWARD TO SUPPORT COMM. COONAN'S POSITION. HE ALSO ADDED, HE IS NOT IN SUPPORT OF PER DIEM PAY. HE SAID THE COUNTY COMMISSIONER'S BENEFITS EXCEED WHAT CITY COMMISSIONER'S RECEIVE. HE SAID HE HEARS THIS ALL THE TIME FROM CONSTITUENTS AND THIS ISSUE NEEDS TO BE ADDRESSED NOW.

COMM. ELDER SAID FOR THE RECORD, THIS ISSUE HAS BEEN ADDRESSED SEVERAL TIMES AND IS TYPICALLY DISCUSSED DURING THE BUDGET PROCESS WHICH IS FIVE (5) MONTHS AWAY.

RES. 2010-82:

COMM. TILLEY MOVED TO ADOPT RES. 2010-82 APPROVING THE COUNTY EQUALIZATION FOR 2010 AS PRESENTED BY KELLY RIFENBARK, EQUALIZATION DEPARTMENT. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE THE REQUIRED DOCUMENTS. IT WAS SUPPORTED BY COMM. COONAN FOR DISCUSSION.

COMM. COONAN ASKED KELLY RIFENBARK TO ADDRESS THE 2010 COUNTY EQUALIZATION. MS. RIFENBARK STATED THE VALUES OF HOMES ARE DROPPING CONSIDERABLY AND IF YOUR PROPERTY DID NOT SELL, THE TAXABLE VALUE WAS REDUCED ALSO. MS. RIFENBARK PROJECTED ANOTHER 4% DROP FOR 2011-2012.

- 72 -

BOARD OF COMM.APRIL 20, 2010

PAGE 3

RES. 2010-82 WAS PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2010-83: COMM. KRYGIER MOVED TO ADOPT RES. 2010-83 TO RATIFY THE TENTATIVE POLICE OFFICERS LABOR COUNCIL (POLC) AND 911 DISPATCHERS SUCCESSOR AGREEMENT FOR THE PERIOD OF 2009-2010. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO SIGN THE SUCCESSOR AGREEMENT AND ANY LETTERS OF UNDERSTANDING DERIVING FROM THE NEGOTIATION PROCESS. IT WAS SUPPORTED BY COMM. COONAN AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2010-84: COMM. KRYGIER MOVED TO ADOPT RES. 2010-84 TO RATIFY THE TENTATIVE POLICE OFFICERS LABOR COUNCIL (POLC) AND COMMAND OFFICERS SUCCESSOR AGREEMENT FOR THE PERIOD OF 2009-2010. IT WAS SUPPORTED BY COMM. TILLEY FOR DISCUSSION.

CHAIRMAN ELDER SAID THIS ITEM WAS DISCUSSED IN CLOSED SESSION ON APRIL 13, 2010. HE CLARIFIED THAT A "YES" VOTE WILL APPROVE THE TENTATIVE AGREEMENT AND A "NO" VOTE WOULD REJECT THE TENTATIVE AGREEMENT. COMM. GWIZDALA ASKED IF ADMINISTRATION WAS IN FAVOR OF THE RESOLUTION. MARTHA FITZHUGH EXPLAINED THAT ADMINISTRATION IS NOT RECOMMENDING SUPPORT OF THIS RESOLUTION.

RES. 2010-84 WAS DEFEATED BY A ROLL CALL VOTE OF:

0 YEAS

9 NAYS - DURANCZYK, BESON, BEGICK, MAILLETTE, KRYGIER, COONAN, GWIZDALA, TILLEY, ELDER.

RES. 2010-85: COMM. KRYGIER MOVED TO ADOPT RES. 2010-85 CONCURRING TO POST/ADVERTISE/FILL THE FOLLOWING VACANCIES, WITH MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS:

1. PROSECUTOR'S OFFICE - ASSISTANT CRIME VICTIM'S ADVOCATE, TEMPORARY.
 2. ANIMAL CONTROL - ANIMAL CONTROL OFFICER, FULL TIME.
 3. JUVENILE HOME - YOUTH DEVELOPMENT WORKER, FULL TIME.
- NOTE, IN THE EVENT A PART TIME YOUTH DEVELOPMENT WORKER IS

BOARD OF COMM.APRIL 20, 2010

PAGE 4

HIRED IN THE FULL TIME POSITION, AUTHORIZATION IS GRANTED TO POST/FILL TWO (2) PART TIME YOUTH DEVELOPMENT WORKER POSITIONS.

4. BUILDINGS AND GROUNDS - GROUNDS MAINTENANCE, TEMPORARY.

FURTHER, THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED AND IT IS UNDERSTOOD THAT ANY POSITIONS FUNDED THROUGH A GRANT SHALL BE TERMINATED IF GRANT FUNDING IS TERMINATED. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WERE NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

THERE WERE NO ANNOUNCEMENTS.

CLOSED SESSION

THERE WAS NO NEED FOR CLOSED SESSION.

RECESS/ADJOURNMENT

MOTION 36:

COMM. GWIZDALA MOVED TO ADJOURN THE REGULAR BOARD SESSION OF APRIL 20, 2010. IT WAS SUPPORTED BY COMM. KRYGIER. THE MEETING CONCLUDED AT 5:30 P.M. BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

CLERK

BRIAN K. ELDER, CHAIRMAN

BOARD OF COMMISSIONERS

PATTI SHORKEY, CHIEF DEPUTY

BOARD OF COMMISSIONERS

-74-

BOARD OF COMM.APRIL 20, 2010

PAGE 5

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS